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<b>PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>	<b>Docket Number (Optional) ARCD:333--1/WIM</b>
<p>First named inventor: Michael Parmacek</p> <p>International (PCT) Application No. PCT/US97/16204      U.S. Application No.: Unknown (if known)</p> <p>Filed: August 29, 1997</p> <p>Title: PROMOTER FOR SMOOTH MUSCLE CELL EXPRESSION</p> <p>Attention: PCT Legal Staff Box PCT Assistant Commissioner for Patents Washington, D.C. 20231</p> <p>The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the applicable time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) (as applicable). The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(h) or 1.495(i).</p> <p style="text-align: center;">APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p> <p>NOTE: A grantable petition requires the following items:</p> <ul style="list-style-type: none"><li>(1) Petition fee</li><li>(2) Proper reply</li><li>(3) Terminal disclaimer with disclaimer fee – required for all international applications having an international filing date before June 8, 1995; and</li><li>(4) Statement that the entire delay was unintentional</li></ul> <p>1. Petition fee</p> <p><input type="checkbox"/> Small entity - fee \$ _____ (37 CFR 1.17(m))</p> <p><input type="checkbox"/> Small entity statement enclosed herewith</p> <p><input type="checkbox"/> Small entity statement previously filed.</p> <p><input checked="" type="checkbox"/> Other than small entity - fee \$ <u>1,320.00</u> (37 CFR 1.17(m))</p> <p>2. Proper reply</p> <p>A. The proper reply (the missing 35 U.S.C. 371(c) requirements) in the form of <u>a record copy of the international application and transmittal letter</u> (identify type of reply):</p> <p><input type="checkbox"/> has been filed previously on _____</p> <p><input checked="" type="checkbox"/> is enclosed herewith.</p> <p>Burden Hour Statement: This form is estimated to take 1 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.</p> <p style="text-align: right;">(Page 1 of 2)</p>	

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3. Terminal disclaimer with disclaimer fee

☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclosure is required.

☐ A terminal disclosure (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for small entity or \$ \_\_\_\_\_ for other than small entity) equivalent to the period of abandonment is enclosed herewith ( see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

September 22, 1999  
Date

  
Signature

Telephone  
Number: (512) 418-3000

Mark B. Wilson, Reg. No. 37,259

P.O. Box 4433  
Address

Houston, TX 77210-4433

Enclosures:

☒ Fee Payment  
☒ Reply  
☐ Terminal Disclaimer Form  
☐ Small Entity Status Form

EM167039329US  
"Express Mail" label number

September 22, 1999  
Date of Deposit

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